

NO. 71336

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 17 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed JAN 06 2003 under 69446T

The applicant **Laird and Dee Ann Whipple** hereby makes application for permission to change the **change the point of diversion of** of water heretofore appropriated under **Permit 63149, Certificate 15398**

1. The source of water is **underground**
2. The amount of water to be changed **1.40 c.f.s., 278.86 A.F.A.**
3. The water to be used for **irrigation**
4. The water heretofore permitted for **irrigation**
5. The water is to be diverted at the following point **in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5, T. 2S., R.68E., M.D.M. at a point from which the southwest corner of said Section 5 bears S 25° 12' 31" W 562.29'.**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6, T.2S., R.68E., M.D.M., at a point from which the southeast corner of said Section 6 bears S 86° 25' 00" E 786.24'**
7. Proposed place of use **same as for Permit 63149 Certificate 15398: 7.09 Ac. in NWSW Sec. 5, 6.33 Ac. in SWSW Sec. 5, 28.11 Ac. in NESE Sec. 6, 25.29 Ac. in SESE Sec.6, 8.56 Ac. in NENE Sec. 7, and 2.42 Acres in NWNW Section 8, all in T.2S., R.68E., MDM.**
8. Existing place of use **same as for Permit 63149 Certificate 15398 and as above.**
9. Use will be from **January 1st to October 15th** of each year.
10. Use was permitted from **January 1st to October 15th** of each year.
11. Description of proposed works **Existing**
12. Estimated cost of works **none - Existing**
13. Estimated time required to construct works **Existing**
14. Estimated time required to complete the application of water to beneficial use **2 years**
15. Remarks: **For place of use please use the supporting map for Permits 63148 and 63149 Proof of Beneficial Use for the new point of diversion please use the supporting map for serial number 69446T, and the same as for application 70019**

By **Lenard D. Smith**
s/ **Lenard D. Smith**
PO Box 443
Caliente Nevada 89008

Compared gkl/ sam lt/gkl

Protested _____

NO. 71336

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 63149, Certificate 15398 is issued subject to the terms and conditions imposed in said Permit 63149, Certificate 15398 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 63148, Certificate 15397; Permits 70019 & 71336 shall not exceed 389.0 acre-feet seasonally.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.40 cubic feet per second, but not to exceed 278.86 acre-feet seasonally, and not to exceed a seasonal duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

September 13, 2006

Proof of the application of water to beneficial use shall be filed on or before:

October 13, 2006

Map in support of proof of beneficial use shall be filed on or before:

October 13, 2006

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 7th day of June A.D. 2005


State Engineer

Completion of work filed December 23, 2004 under 70019

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____